

Message Text

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ACTION AF-10

INFO OCT-01 IO-13 ISO-00 MCT-01 CIAE-00 DODE-00 PM-05
H-01 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01
SP-02 SS-15 USIA-06 /071 W
-----104418 010433Z /75

R 311727Z JAN 78
FM AMEMBASSY CAPE TOWN
TO SECSTATE WASHDC 6675
INFO USMISSION USUN NEW YORK

C O N F I D E N T I A L CAPE TOWN 0157

E.O. 11652: GDS
TAGS: SHUM, WA
SUBJECT: NAMIBIA: DETENTION OF BERNARDUS PETRUS UNDER
TERRORISM ACT

REF: (A) 77 PRETORIA 6883; (B) 77 STATE 299027,

ON JANUARY 17 DEPUTY SECRETARY BOTHA, MULTILATERAL
RELATIONS DIVISION, DFA, CALLED IN DCM TO RECEIVE FORMAL
RESPONSE TO THE THEMBASSY'S DEMARCHE OF DECEMBER 21 PROTESTING
THE APPLICATION OF THE TERRORISM ACT TO BERNARDUS PETRUS IN
NAMIBIA. DFA NOTE (A COPY OF WHICH IS BEING POUCHED TO AF/S -
TAYLOR) REITERATED THE SOUTH AFRICAN POSITION THAT UN TERMIN-
ATION OF SOUTH AFRICAN ADMINISTRATION OF SOUTHWEST AFRICA IS
INVALID AND THE SAG CONTINUES ACCORDINGLY TO ADMINISTER THE
TERRITORY IN THE SPIRIT OF THE MANDATE WHICH VESTED FULL
POWER OF ADMINISTRATION AND LEGISLATION IN THE SAG AND AUTHORIZED
IT TO APPLY THE LAWS OF SOUTH AFRICA IN THE TERRITORY;
THE SAG HAD ACTED IN THE PETRUS CASE TO MEET ITS
"RESPONSIBILITY TO PROTECT THE PEOPLE OF SOUTHWEST
AFRICA FROM THREATS TO THEIR LIVES AND THEIR SECURITY."
THE SAG NOTE DID NOT REFER TO THE OBSERVATION IN OUR
DEMARCHE THAT APPLICATION OF THE TERRORISM ACT TO
PETRUS APPEARED TO BE AT VARIANCE TO THE FOREIGN
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MINISTER'S DECEMBER 11 ASSERTION THAT SOUTH AFRICA
HAS NEVER HAD SOVEREIGNTY OVER NAMIBIA. BOTHA EXPLAINED
THAT THE POINT HAD NOT BEEN ADDRESSED BECAUSE IT SEEMED
IRRELEVANT SINCE SOUTH AFRICA HAS FROM THE OUTSET
DISCLAIMED SOVEREIGNTY OVER SOUTHWEST AFRICA.
BOWDLER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DETENTION, TERRORISTS
Control Number: n/a
Copy: SINGLE
Draft Date: 31 jan 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1978/newtext/t1978015/aaaaadqb.tel
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Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 4d003ce2-c288-dd11-92da-001cc4696bcc
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Original Classification: CONFIDENTIAL
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TAGS: SHUM, WA, (PETRUS, BERNARDUS)
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